Application No. 10/622,801 Amendment dated <u>March 29, 2005</u> Reply to Office Action of December 29, 2004

## Amendments to the Claims:

Please cancel claim 1.

1. (Cancelled)

Please enter the following new claims.

2. (New) A system for inserting an instrument into a body cavity, comprising:
An instrument having an elongate body with a proximal end and a selectively steerable distal end and defining a lumen therebetween, the elongate body comprising a plurality of segments;
A plurality of transducers located on the elongate body each of the plurality of transducers having a signature; and
An external pavigation unit adapted for detecting the signature of each of the plurality of

An external navigation unit adapted for detecting the signature of each of the plurality of transformers.

- 3. (New) The system according to claim 2 further comprising a display that displays the position of the instrument in a patient when the external navigation unit detects a transponder signal.
- 4. (New) The system according to claim 3 wherein the display is configured to show corresponding movement of the instrument as the instrument moves within the patient.
- 5. (New) The system according to claim 2 further comprising a datum speculum.
- 6. (New) The system according to claim 2 wherein the external navigation unit is adapted to guide and track the instrument while the instrument is maneuvered within the patient.
- 7. (New) The system according to claim 2 wherein the external navigation unit may be used to electronically mark the position of the instrument.
- 8. (New) The system according to claim 2 wherein the transponders comprise a magnetic sensor.
- 9. (New) The system according to claim 2 wherein the system detects the transponder signature using magnetic detection technology.
- 10. (New) The system according to claim 2 wherein the external navigation system detects the transponder signature employing a scheme similar to that used in the global positioning system.
- 11. (New) A method of using non-contact tracking to position an instrument, comprising: Advancing an instrument into a space in the body of a patient; Tracking the position of a transponder on the instrument using a navigation system; and Displaying the position of the instrument in relation to the space in the body of the patient using the tracked position of the transponder.

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- 12. (New) The method according to claim 11 wherein advancing a steerable instrument into a space in the body of a patient comprises advancing a steerable instrument through an incision.
- 13. (New) The method according to claim 11 wherein advancing a steerable instrument into a space in the body of a patient comprises advancing a steerable instrument through a natural opening in the patient's body.
- 14. (New) The method according to claim 11 further comprising: Further advancing the steerable instrument within the body of the patient; and Showing the movement of the steerable instrument that corresponds to the further advancing.
- 15. (New) The method according to claim 14 wherein further advancing the steerable instrument within the body of the patient selectively maneuvers the steerable instrument around organs in the patient's body.
- 16. (New) The method according to claim 11 further comprising: Electronically marking the position of the steerable instrument.
- 17. (New) The method according to claim 11 further comprising:
  Using a three dimensional model in the electronic memory of an electronic motion controller to control the steerable instrument.
- 18. (New) The method according to claim 17 herein the electronic motion controller automatically controls a portion of steerable instrument to conform to the three-dimensional model in the memory of the electronic motion controller.
- 19. (New) The method according to claim 11 further comprising: Guiding and tracking the steerable instrument using the navigation system.